

No. 60030

2nd AMENDED
APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAY 08 1994
Returned to applicant for correction JUL 14 1994
Corrected application filed SEP 18 1994
Map filed MAY 15 1995

The applicant JOSEPH HORNYAK

_____, of Pahrump,
Street and No. or P.O. Box No. City or Town

Pahrump Nevada, hereby make application for permission to appropriate the public
State and Zip Code No. waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a
copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.22 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for commercial use
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated

(b) Stockwater, state number and kinds of animals to be watered

(c) Other use (describe fully under No. 12. "Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point located within the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of
Describe as being within a 40-acre subdivision of public
Section 33, T19S, R53E, MDB&M; or at a point from which the North 1/16 corner common
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
to Sections 33 and 34 bears S25°28'13" E a distance of 702.3 feet, more or less.

6. Place of use N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33 T19S, R53E, MDB&M, Nye Co. Nevada
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about Jan. 1-st and end about Dec. 31-st, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Well, casing, pump, electrical equipment, and
State manner in which water is to be diverted, i.e. diversion structure, ditches and
pipng to service a shop building.
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$10,000

10. Estimated time required to construct works.....one year

If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use.....three years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water will be used to service a shop building.

By.....s/Philip C. Hulse

Philip C. Hulse Agent

P.O. Box 3450

Pahrump, Nevada 89041

Compared.....sm/jk.....cl/cms

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.10.....cubic feet per second....., but not to exceed 1.12 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....July 22, 1997

Proof of completion of work shall be filed before.....August 22, 1997

Application of water to beneficial use shall be filed on or before.....July 22, 1999

Proof of the application of water to beneficial use shall be filed on or before.....August 22, 1999

Map in support of proof of beneficial use shall be filed on or before.....N/A

Completion of work filed.....AUG 06 1997

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

Abrogated By: 65434 0.1

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this.....22nd.....day of.....July.....

A.D.....96

[Signature]
State Engineer

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.